GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department - Allegations of irregularities in execution of works "Providing internal roads with CC drain in SC/ST Colony in Kakki Village Salugu (GP) of Paderu (M)" and "Construction CC roads and drain in SC/ST Colony in Malakapolam Village of Vantlamamidi (GP) of Paderu (M)" - Disciplinary proceedings against Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Orders - Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 481 **Dated: 12-07-2017**

Read:

1. From ENC, PR, Lr.No.Vig.I(1)/1771/2015, Dt.21.07.2016.

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ORDER:

It is proposed to hold an inquiry against Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District, in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He, should, therefore, specifically admit or deny each article of charge.

5. Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of APCS (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District, is invited to Rule 24 of the Andhra Pradesh Civil Services(Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(Contd……)

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETRAY TO GOVERNMENT (PR)

To
Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District, **through** Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the charges to the individual and furnish a served copy to Government)
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

Annexure-I

Statement showing the article of charge framed against Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District

Charge-1

That Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District has involved in allegations of irregularities in execution of the following two works

Work 1: Providing internal roads with CC drain in SC/ST Colony in Kakki Village Salugu (GP) of Paderu (M)".

Work 2: Construction CC roads and drain in SC/ST Colony in Malakapolam Village of Vantlamamidi (GP) of Paderu (M)".

By his above mentioned acts, Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETRAY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE-II

Statement of imputations of misconduct in support of Article of Charges framed against Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District

The Chief Engineer, PR, Hyderabad Lr.No.QC1/MGNREGS/V&QC/VSP/2015, dt.18.05.2015, has submitted the inspection report received from the EE, V&QC, Visakhapatnam, for the works "Providing internal roads with CC drain in SC/ST Colony at Kinthurelu (V), Kinthurla (GP) of Pedabayalu (M)" inspected by the Deputy Executive Engineer, V&QC, Paderu and staff on 09.02.2015 and 10.01.2015. The details are as follows:-

Work1: Providing internal roads with CC drain in SC/ST Colony at Kakki (v), Salugu (GP) of Paderu (M)

The work was administratively sanctioned vide Rc.No.137/2013-14/NREGS/PR/Road works, dt.27.06.2013 of the District Collector, Visakhapatnam and technically sanctioned vide DR No.111/2013-14, dt.28.06.2013 of the Deputy Executive Engineer, PRI, Paderu for an estimated cost Rs.5.00 lakhs under MGNREGS grant.

Findings of the V&QC Team:

1. Display Board is not fixed showing salient specifications of the work viz. Name of the work, Estimate cost, Specification of the material used etc.
2. QC tests were not conducted by field staff and also registers not maintained.
3. Crust thickness and type of crust of the Existing road are not mentioned in the sanctioned estimate and also not recorded in M. Book.
4. Drains not constructed which are essential as per NREGS norms even though provision was sanctioned in the original estimate.
5. No shoulders/ edge berms are provide and hence edges may damage in future.
6. Strength of CC road was not verified.
7. The CC pavement was sanctioned and executed with M20 grade instead of CC pavement M30 grade concrete as per code.
8. Field officers recorded M20 design mix concrete for CC pavement without testing/ obtaining any report regarding strength of pavement.
9. Design mix particulars not furnished for verification.
10. As seen the surface at some places, curing seems to be insufficient and it ultimately leads to failure.
11. Construction joints are not as per standards furnished in the code.
12. No provision for sealant material is observed in the estimate.
13. M20 grade concrete is to be used for CC Pavements. But, 350Kgs of cement per cubic meter is allowed for preparing the M20 grade concrete, which is not as per standard data.
14. The data for CC Pavement is verified, proper provisions steps in data are not taken for the following:

i) Compaction	:	Needle vibrator not provided
ii) Curing compound	:	Not Provided
iii) Plasticiser	:	Not Provided
iv) Contraction joint	:	Not Provision
v) Filling of joints	:	Not Provision

Recovery proposed

Sl. No.	Name of the work	Grant/ Est. cost/Length	Deficiency found	Amount proposed
1	Providing internal roads with CC drain in SC/ST Colony in Kakki Village & Salugu (GP) of Paderu (M)".	MGNREGD/ Rs.5.00 lakhs/ 78.03 Mtrs.	1. Excess length recorded 2. Rejection due to less thickness >20%	Rs.5,125/- Rs.1,58,566/-
				Rs.1,63,691/-

(Contd.....)

Thus he failed to discharge his duties as responsible Government Servant and exhibited conduct un becoming of a Government Servant under rule 3 of AP CS (CCA) Rules 1964 and he is responsible for misappropriation of Government funds to a tune of amount Rs. 1,63,691/-.

Work2: Construction CC roads and drain in SC/ST Colony in Malakapolam Village Vantlamamidi (GP) of Paderu (M)".

The work was administratively sanctioned vide Rc.No.137/2013-14/NREGS/PR/Road works, dt.27.06.2013 of the District Collector, Visakhapatnam and technically sanctioned vide DR No.111/2013-14, dt.28.06.2013 of the Deputy Executive Engineer, PRI, Paderu for an estimated cost Rs.5.00 lakhs under MGNREGS grant.

Findings of the V&QC Team:

1. Display Board is not fixed showing salient specifications of the work viz. Name of the work, Estimate cost, Specification of the material used etc.
2. QC tests were not conducted by field staff and also registers not maintained.
3. Crust thickness and type of crust of the Existing road are not mentioned in the sanctioned estimate and also not recorded in M. Book.
4. Drains not constructed which are essential as per NREGS norms even though provision was sanctioned in the original estimate.
5. No shoulders/ edge berms are provide and hence edges may damage in future.
6. Strength of CC road was not verified.
7. The CC pavement was sanctioned and executed with M20 grade instead of CC pavement M30 grade concrete as per code.
8. M20 design mix concrete for CC pavement without testing/ obtaining any report regarding strength of pavement.
9. Design mix particulars not furnished for verification.
10. As seen the surface at some places, curing seems to be insufficient and it ultimately leads to failure.
11. Construction joints are not as per standards furnished in the code.
12. No provision for sealant material is observed in the estimate.
13. M20 grade concrete is to be used for CC Pavements. But, 350Kgs of cement per cubic meter is allowed for preparing the M20 grade concrete, which is not as per standard data.
14. The data for CC Pavement is verified, proper provisions steps in data are not taken for the following:

i) Compaction	:	Needle vibrator not provided
ii) Curing compound	:	Not Provided
iii) Plasticiser	:	Not Provided
iv) Contraction joint	:	Not Provision
v) Filling of joints	:	Not Provision

Recovery proposed

Sl. No.	Name of the work	Grant/ Est. cost/Length	Deficiency found	Amount proposed
1	Construction CC roads and drain in SC/ST Colony in Malakapolam Village Vantlamamidi (GP) of Paderu (M)".	MGNREGD/ Rs.5.00 lakhs/ 155.50 Mtrs.	1. Less thickness 2. Rejection due to deficiency of thickness >20% in Bit 2&3	Rs.16,174/- Rs.73,223/-
				Rs.89,397/-

Thus he failed to discharge his duties as responsible Government Servant and exhibited conduct un becoming of a Government Servant under rule 3 of APCS (CCA) Rules 1964 and he is responsible for misappropriation of Government funds to a tune of amount Rs.89,397/-.

(Contd.…)

By his above mentioned act, Sri D.Murali Krishna, the then Deputy Executive Engineer & Executive Engineer (I/c), PRI Division, Paderu, Visakhapatnam District failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETRAY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

Annexure-III

List of Documents by which the articles of charges are proposed to be sustained.

1. Letter No. QC1/MGNREGS/V&QC/VSP/2015, dt.18.05.2015 of CE, PR, Hyderabad

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETRAY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

Annexure-IV

List of witnesses by whom the articles of charges are proposed to be sustained.

-Nil-

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETRAY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER